

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION**

BRIAN DODD,

Plaintiff,

v.

Case No: 8:20-cv-2824-CEH-JSS

ST. PETERSBURG COLLEGE  
BOARD OF TRUSTEES,

Defendant.

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**ORDER**

This cause comes before the Court upon the Report and Recommendation filed by Magistrate Judge Julie S. Sneed on March 11, 2021 (Doc. 14). In the Report and Recommendation, Magistrate Judge Sneed recommends that:

1. Plaintiff's Motion for Leave to Proceed *in Forma Pauperis* (Dkt. 2) be denied without prejudice;
2. Plaintiff's case be dismissed without prejudice and with leave to file a complaint that complies with the Federal Rules of Civil Procedure. *See Bryant v. Dupree*, 252 F.3d 1161, 1163 (11th Cir. 2001); and
3. Plaintiff's amended complaint, if any, be due within twenty (20) days of the date of this Order.

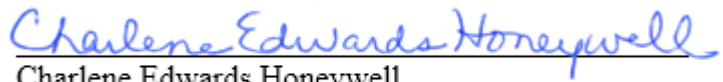
Plaintiff was furnished a copy of the Report and Recommendation and was afforded the opportunity to file objections pursuant to 28 U.S.C. § 636(b)(1). No such objections were filed.

Upon consideration of the Report and Recommendation, and upon this Court's independent examination of the file, it is determined that the Report and Recommendation should be adopted. Accordingly, it is now

**ORDERED AND ADJUDGED:**

- (1) The Report and Recommendation of the Magistrate Judge (Doc. 14) is adopted, confirmed, and approved in all respects and is made a part of this Order for all purposes, including appellate review.
- (2) Plaintiff's Motion for Leave to Proceed *in Forma Pauperis* (Dkt. 2) is DENIED, without prejudice.
- (3) Plaintiff's Complaint (Dkt.1) is DISMISSED, without prejudice.
- (4) Plaintiff is granted leave to file an amended complaint within twenty (20) days from the date of this Order that complies with the Federal Rules of Civil Procedure. *See Bryant v. Dupree*, 252 F.3d 1161, 1163 (11th Cir. 2001) ("Generally, where a more carefully drafted complaint might state a claim, a plaintiff must be given at least one chance to amend the complaint before the district court dismisses the action with prejudice.") (internal quotation and citation omitted). **Failure to file an amended complaint within the time provided will result in this case being dismissed without further notice from the Court.**

**DONE AND ORDERED** at Tampa, Florida on May 7, 2021.



Charlene Edwards Honeywell  
United States District Judge

Copies to:  
The Honorable Julie S. Sneed  
Counsel of Record